

**United States District Court
Western District of Michigan (Southern Division (1))
CIVIL DOCKET FOR CASE #: 1:19-cv-00288-PLM-PJG**

Doe v. Department of Homeland Security et al
Assigned to: District Judge Paul L. Maloney
Referred to: Magistrate Judge Phillip J. Green
Cause: 05:552 Freedom of Information Act

Date Filed: 04/16/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

plaintiff

John Doe

represented by **Marc A. Asch**
The Law Office of Marc Asch
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ATTORNEY TO BE NOTICED

plaintiff

Oudom Xayphannha

represented by **Marc A. Asch**
(See above for address)
ATTORNEY TO BE NOTICED

plaintiff

Holly Xayphannha

represented by **Marc A. Asch**
(See above for address)
ATTORNEY TO BE NOTICED

V.

defendant

Department of Homeland Security

represented by **Ryan D. Cobb**
U.S. Attorney (Grand Rapids)
The Law Bldg.
330 Ionia Ave., NW
P.O. Box 208
Grand Rapids, MI 49501-0208
(616) 456-2404
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ATTORNEY TO BE NOTICED

defendant

United States Citizenship and Immigration Services

represented by **Ryan D. Cobb**
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ATTORNEY TO BE NOTICED

defendant

Executive Office for Immigration Review

represented by **Ryan D. Cobb**
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ATTORNEY TO BE NOTICED

defendant

United States Department of Justice

represented by **Ryan D. Cobb**
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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04/16/2019	1	COMPLAINT against All Defendants filed by John Doe (Asch, Marc) (Entered: 04/16/2019)
04/16/2019		FILING FEE PAID re 1 by plaintiff John Doe in the amount of \$400, receipt number 0646-4414251 (Asch, Marc) (Entered: 04/16/2019)
04/16/2019	2	MOTION for leave to appear and proceed using a pseudonym by plaintiff John Doe; (Asch, Marc) (Entered: 04/16/2019)
04/16/2019	3	PROPOSED SUMMONS to be issued re 1 (Attachments: # 1 Attachment Letter to Deputy Clerk re proposed summons) (Asch, Marc) (Entered: 04/16/2019)
04/17/2019	4	NOTICE that this case has been assigned Paul L. Maloney (clw) (Entered: 04/17/2019)
04/17/2019	5	SUMMONS ISSUED as to defendants Department of Homeland Security, United States Citizenship and Immigration Services, U.S. Attorney and U.S. Attorney General (clw) (Entered: 04/17/2019)
04/18/2019	6	CERTIFICATE OF SERVICE by plaintiff John Doe re MOTION for leave to appear and proceed using a pseudonym 2 (Asch, Marc) (Entered: 04/18/2019)
04/26/2019	7	SUMMONS returned executed on Department of Homeland Security, United States Citizenship and Immigration Services, US Attorney and US Attorney General; served on 4/22/2019, answer due 6/21/2019 (Asch, Marc) Modified text on 4/30/2019 per 7 (clw). (Entered: 04/26/2019)
04/29/2019	8	NOTICE to attorney Marc A. Asch regarding recent filing 7 (kw) (Entered: 04/29/2019)
04/29/2019	9	EXHIBIT re 7 by plaintiff John Doe (Asch, Marc) (Entered: 04/29/2019)
05/22/2019	10	ANSWER to complaint 1 with affirmative defenses by Department of Homeland Security, United States Citizenship and Immigration Services (Cobb, Ryan) (Entered: 05/22/2019)
06/01/2019	11	AMENDED COMPLAINT against All Defendants filed by John Doe (Asch, Marc) (Entered: 06/01/2019)
06/01/2019	12	PROPOSED SUMMONS to be issued re 11 (Asch, Marc) (Entered: 06/01/2019)
06/03/2019	13	SUMMONS ISSUED as to defendants Executive Office for Immigration Review, United States Department of Justice (clw) (Entered: 06/03/2019)
06/10/2019	14	SUMMONS returned executed on Executive Office for Immigration Review, United States Department of Justice, US Attorney and US Attorney General; service upon defendant, Executive Office for Immigration Review complete on 6/5/2019, answer due 8/5/2019; United States Department of Justice complete on 6/5/2019, answer due 8/5/2019 (Attachments: # 1 Exhibit declaration regarding service) (Asch, Marc) (Entered: 06/10/2019)
06/14/2019	15	ANSWER to Amended Complaint 11 with affirmative defenses by Department of Homeland Security, United States Citizenship and Immigration Services (Cobb, Ryan) (Entered: 06/14/2019)
06/23/2019	16	MOTION for leave to file <i>second amended complaint</i> by plaintiffs John Doe, Oudom Xayphannha, Holly Xayphannha; (Asch, Marc) (Entered: 06/23/2019)
06/23/2019	17	BRIEF in support of MOTION for leave to file <i>second amended complaint</i> 16 filed by John Doe, Holly Xayphannha, Oudom Xayphannha (Attachments: # 1 Proposed Document Proposed Amended Complaint) (Asch, Marc) (Entered: 06/23/2019)
06/23/2019	18	CERTIFICATE regarding compliance with LCivR 7.1(d) re MOTION for leave to file <i>second amended complaint</i> 16 filed by John Doe, Holly Xayphannha, Oudom Xayphannha (Asch, Marc) (Entered: 06/23/2019)
07/05/2019	19	ANSWER to Amended Complaint 11 by Executive Office for Immigration Review, United States Department of Justice (Cobb, Ryan) (Entered: 07/05/2019)
07/08/2019	20	RESPONSE in opposition to MOTION for leave to file <i>second amended complaint</i> 16 Defendants' <i>Brief in Opposition to Plaintiff's Motion for Leave to File Second Amended Complaint</i> filed by Department of Homeland Security, Executive Office for Immigration Review, United States Citizenship and Immigration Services, United States Department of Justice (Cobb, Ryan) (Entered: 07/08/2019)
07/15/2019		(NON-DOCUMENT) ORDER REFERRING MOTION for leave to file <i>second amended complaint</i> 16 to Magistrate Judge Phillip J. Green pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/15/2019)

07/15/2019	21	NOTICE OF MOTION HEARING regarding document number 16 : motion hearing is set for 7/18/2019 at 01:30 PM at 601 Federal Building, Grand Rapids, MI before Magistrate Judge Phillip J. Green; (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/15/2019)
07/16/2019	22	NOTICE of partial dismissal under FRCP 41 by plaintiffs Holly Xayphannha, Oudom Xayphannha (Asch, Marc) (Entered: 07/16/2019)
07/18/2019	23	MINUTES held before Magistrate Judge Phillip J. Green of motion hearing re 16 MOTION for leave to file second amended complaint filed by John Doe, Holly Xayphannha, Oudom Xayphannha ; motion denied order to issue (Proceedings Digitally Recorded) (Magistrate Judge Phillip J. Green, ald) (Entered: 07/18/2019)
07/19/2019	24	ORDER denying 16 motion for leave to file second amended complaint; signed by Magistrate Judge Phillip J. Green (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/19/2019)
07/24/2019		(NON-DOCUMENT) ORDER REFERRING MOTION for leave to appear and proceed using a pseudonym 2 to Magistrate Judge Phillip J. Green pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/24/2019)
07/25/2019	25	RESPONSE TO MOTION for leave to appear and proceed using a pseudonym 2 filed by Department of Homeland Security, Executive Office for Immigration Review, United States Citizenship and Immigration Services, United States Department of Justice (Cobb, Ryan) (Entered: 07/25/2019)
07/25/2019	26	RESPONSE TO MOTION for leave to appear and proceed using a pseudonym 2 <i>Corrected Response</i> filed by Department of Homeland Security, Executive Office for Immigration Review, United States Citizenship and Immigration Services, United States Department of Justice (Cobb, Ryan) (Entered: 07/25/2019)
07/26/2019	27	ORDER setting Rule 16 scheduling conference: Rule 16 scheduling conference is set for 8/21/2019 at 10:00 AM at 601 Federal Building, Grand Rapids, MI before Magistrate Judge Phillip J. Green; status report due by 8/16/2019; signed by Magistrate Judge Phillip J. Green (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/26/2019)
07/26/2019	28	UNOPPOSED MOTION for leave to file reply brief by plaintiff John Doe; (Attachments: # 1 Proposed Document Proposed Reply Brief, # 2 Exhibit A - 8 CFR 208.6, # 3 Exhibit B - Al Otro Lado v. Nielsen, # 4 Exhibit C - A.B.T. v. USCIS, # 5 Exhibit D - redacted declaration of Doe) (Asch, Marc) Modified text on 7/29/2019 (jlg) (Entered: 07/26/2019)
07/26/2019	29	CERTIFICATE regarding compliance with LCivR 7.1(d) re UNOPPOSED MOTION for leave to file reply brief 28 filed by John Doe (Asch, Marc) (Entered: 07/26/2019)
07/29/2019		(NON-DOCUMENT) ORDER REFERRING UNOPPOSED MOTION for leave to file reply brief 28 to Magistrate Judge Phillip J. Green pursuant to 28 U.S.C. 636(b)(1)(A) (Judge Paul L. Maloney, acr) (Entered: 07/29/2019)
07/29/2019	30	ORDER granting 28 motion for leave to file reply brief; signed by Magistrate Judge Phillip J. Green (Magistrate Judge Phillip J. Green, jkw) (Entered: 07/29/2019)
07/29/2019	31	REPLY to response to motion 2 filed by John Doe (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D) (jlg) (Entered: 07/30/2019)